

PLEASE NOTE: This hearing schedule is subject to frequent revision, so please check our web site to confirm hearing dates. Assignment of hearing examiner is also subject to change. When Montgomery County Public Schools are closed due to the weather, please call 240-777-6660 to confirm that scheduled hearings will be held.

**OFFICE OF ZONING AND ADMINISTRATIVE HEARINGS
MONTGOMERY COUNTY, MARYLAND
HEARING SCHEDULE**

January 30, 2006

Tierney	<u>Monday, January 30, 2006</u> G-839 (Winchester Homes) <i>(Postponed to 3/13/06)</i>	9:30 a.m.	Potomac sub	(2 nd Fl HR, COB)
Grossman	<u>Monday, January 30, 2006</u> S-2656 (Baywood Hotel) (OZAH 06-10) <i>(Postponed from 12/16/05)</i>	9:30 a.m.	BOA case	(2 nd Fl HR, COB)
Carrier	<u>Friday, February 3, 2006</u> S-2649 (Gomez acc apt) (OZAH 05-46) <i>(Application Withdrawn)</i>	9:30 a.m.	BOA case	(2 nd Fl HR, COB)
Carrier	<u>Friday, February 3, 2006</u> G-829- Jae Koh <i>(Indefinitely Postponed)</i>	9:30 a.m.	Potomac subregion	(3rd Fl CHR, COB)
Carrier	<u>Monday, February 6, 2006</u> S-2659, S-2660 (Walcoff vet hosp) (OZAH 06-14 and 06-15) <i>(Postponed to 3/14/06)</i>	9:30 a.m.	BOA case	(2 nd Fl HR, COB)
Carrier	<u>Friday, February 10, 2006</u> G-832 (Duffie Inc) <i>(Postponed to 3/28/06)</i>	9:30 a.m.	Clarksburg	(2 nd Fl HR, COB)
Grossman	<u>Monday, February 13, 2006</u> CBA-1495-A (Old Farms Swim Club) (OZAH 05-17) <i>(Postponed from 2/14, 6/6 & 10/14/05)</i>	9:30 a.m.	BOA case	(2 nd Fl HR, COB)
	<u>Monday, February 20, 2006</u> (Holiday)			
Grossman	<u>Thursday, February 23, 2006</u> E-02454 (Brown v. Prospect Cnt.) (OZAH 05-36)	9:30 a.m.	HRC	(2 nd Fl HR, COB)
Grossman	<u>Friday, February 24, 2006</u> E-02454 (Brown v. Prospect Cnt.) (OZAH 05-36)	9:30 a.m.	HRC	(2 nd Fl HR, COB)

Grossman	<u>Monday, February 27, 2006</u> G-840 (Magruder Reed Communities) <i>(Postponed to 5/8/06)</i>	9:30 a.m.	Gaithersburg Sub region	(2 nd FI HR, COB)
Grossman	<u>Tuesday, February 28, 2006</u> S-2651 (non-res prof office) <i>(Continued from 11/4/05)</i>	9:30	BOA case	(3 rd FI CHR, COB)
	<u>Monday, March 6, 2006</u> S-2661 (acc apt) (OZAH 06-16)	9:30	BOA case	(2 nd FI HR, COB)
	<u>Friday, March 10, 2006</u> G-841 (Shady Grove Investors I & II)	9:30 a.m.	Gaithersburg	(2 nd FI HR, COB)
Tierney	<u>Monday, March 13, 2006</u> G-839 (Winchester Homes) <i>(Postponed from 1/30/06)</i>	9:30 a.m.	Potomac Sub region	(2 nd FI HR, COB)
Carrier	<u>Tuesday, March 14, 2006</u> S-2659, 2660 (Walcoff vet hosp) <i>(Postponed from 2/6/06)</i>	9:30	BOA case	(2 nd FI HR, COB)
Carrier	<u>Friday, March 17, 2006</u> G-842/DPA 06-2 (Hampden Lane)	9:30	Bethesda	(2 nd FI HR, COB)
Prager	<u>Monday, March 20, 2006</u> S-2662 (telecom facility) (OZAH 06-17)	9:30	BOA case	(2 nd FI HR, COB)
Grossman	<u>Thursday, March 23, 2006</u> HRC E-02618 (Fox v Carroll Publ.) (OZAH 05-35) <i>(Postponed from 12/9/05)</i>	9:30	HRC	(2 nd FI HR, COB)
Grossman	<u>Friday, March 24, 2006</u> HRC E-02618 (Fox v Carroll Publ.) (OZAH 05-35) <i>(Postponed from 12/12/05)</i>	9:30	HRC	(2 nd FI HR, COB)
Carrier	<u>Monday, March 27, 2006</u> CBA-286B (Columbia Country Club) (OZAH 06-18) <i>(Postponed to 5/12/06)</i>	9:30	BOA case	(2 nd FI HR, COB)
Carrier	<u>Tuesday, March 28, 2006</u> G-832 (Duffie, Inc.) <i>(Postponed from 3/14,10/7/05,2/10/06)</i>	9:30	Clarksburg	(2 nd FI HR, COB)
	<u>Monday, April 3, 2006</u> S-2666 (acc apt) (OZAH 06-21)		BOA case	(2 nd FI HR, COB)

	<u>Friday, April 7, 2006</u> S-2664 (drive in restaurant) (OZAH 06-22)	9:30	BOA case	(2 nd FI HR, COB)
	<u>Monday, April 17, 2006</u> DPA 06-3 (Cornerstone Land)	9:30	Germantown	(2 nd FI HR, COB)
	<u>Friday, April 21, 2006</u> S-2663 (acc apt) (OZAH 06-19)	9:30	BOA case	(2 nd FI HR, COB)
	S-914-C (golf course) (OZAH 06-XX)	11:00	BOA case	(2 nd FI HR, COB)
	<u>Monday, April 24, 2006</u> G-843 (Holladay West Lane)	9:30	Bethesda	(2 nd FI HR, COB)
	<u>Friday, April 28, 2006</u> S-2665 (acc apt) (OZAH 06-20)	9:30	BOA case	(2 nd FI HR, COB)
	<u>Friday, May 5, 2006</u> S-2667 (landscaper) (OZAH 06-XX)	9:30	BOA case	(2 nd FI HR, COB)
Grossman	<u>Monday, May 8, 2006</u> G-840 (Magruder Reed Communities <i>(Postponed from 2/27/06)</i>)	9:30	Gaithersburg Sub region	(2 nd FI HR, COB)
Carrier	<u>Friday, May 12, 2006</u> CBA-286B (Columbia Country Club) (OZAH 06-18) <i>(Postponed from 3/27/06)</i>	9:30	BOA case	(2 nd FI HR, COB)
	<u>Friday, May 19, 2006</u> G-845 (Georgia Ave. Inc.)	9:30	Silver Spring	(2 nd FI HR, COB)
	<u>Friday, May 26, 2006</u> G-846, G-847 (Glenmont Woods/ Shorefield Manor)	9:30	Silver Spring	(2 nd FI HR, COB)
Carrier	<u>Friday, June 2, 2006</u> S-1904-A (Roskin animal hosp) OZAH 05-38 <i>(Postponed from 7/29/05 , 1/20/06)</i>	9:30	BOA case	(2 nd FI HR, COB)
	<u>Friday, June 16, 2006</u> S-2669 (telecom facility) OZAH 06-XX	9:30	BOA case	(2 nd FI HR, COB)
	<u>Postponed indefinitely from 2/3/06</u> G-829 – (<i>Jae Koh</i>)			

Postponed indefinitely from 12/17/05
S-2622 (Terrabrook child day care fac
(OZAH 05-07)

Postponed indefinitely from 10/7/05
S-2637 (Sturbridge Willow) (MLG)

Postponed indefinitely from 10/17/05
G-823 (Tommie Scott)

Postponed indefinitely from 7/18/05
(Torbenko v Bethesda Dance Studio)

Deferred indefinitely pending

Court decision

BOA S-2351A, A-5784, A-5794,
A-5832, A-5886
(OZAH 03-58)

Guide to locations:

- 2nd Fl HR, COB = Davidson Memorial Hearing Room adjacent to OZAH office, Room 200, Council Office Building, 100 Maryland Ave., Rockville
- 3rd Fl CHR, COB = 3rd floor Council Hearing Room, Council Office Building, 100 Maryland Ave., Rockville
- 3rd Fl CCR, COB = 3rd floor Council Conference Room adjacent to 3rd floor Council Hearing Room, Council Office Building, 100 Maryland Ave, Rockville
- 7th Fl CHR, COB = 7th floor Council Hearing Room, Council Office Building, 100 Maryland Ave., Rockville

Case No.	Description	Requested From	Zoning To
G-823: (Filed: 4/14/04)	Stephen J. Orens, Kinley R. Dumas, and Rebecca D. Willens, Attorneys for Arnold Fainman d/b/a Tommy Scott, Inc., Contract Lessee. Property known as Lot 28, Block 2, Huntington Terrace Subdivision, located at 8804 Old Georgetown Road, Bethesda, consisting of 13,371 square feet in the 7 th Election District.	R-60	C-1
G-829 (Filed: 9/13/04)	David Freishtat, Attorney for Jae Koh, Applicant. Property known as Lots 12 and 13, Block B, Bealemont Partnership Subdivision, located at 12201-12219 River Road, Potomac, consisting of 5.61 acres in the 6 th Election District	RE-2	Country Inn
G-832 (Filed: 11/8/04) 79 TH 176 apts.	Stephen J Orens, Attorney for Duffie, Inc., Applicant. Property known as Lots 27 and 28, Garnkirk Farms Subdivision, located 400 feet northeast of Gateway Center Drive on north side of Shawnee Lane in Clarksburg, consisting of 37.176 acres in the 2 nd Election District	R-200	PD-11
G-839 (Filed: 8/24/05) 48 TH	Stacy Silber, Attorney for Winchester Homes, Inc., Applicant, request rezoning of the property known as Parcels N721 and N667, located at 11800 Darnestown Road, Gaithersburg, consisting of 6.09 acres in the 6th Election District.	R-200/ TDR	RT-8
G-840 (Filed: 9/1/05) 38 TH	Anne C. Martin, Attorney for Magruder Reed Communities LLC, Applicant requests rezoning of the property known as Parcel P520, located at 17720 Washington Grove Lane, Gaithersburg, consisting of 3.28 acres in the 9th Election District	R-90/ TDR5	RT-12.5
G-841 (Filed: 10/6/05) 477 Apts	Scott C. Wallace, Attorney for Shady Grove Investors I, LLC and Shady Grove Investors II, LLC, Applicants request rezoning from the C-2 Zone to the PD-60 Zone of property known as Parcel R-R Decoverly Hall Plat #20811 and Parcel T-T Decoverly Hall Plat #22312, Northeast quadrant of the intersection of Omega Drive and Research Blvd., Gaithersburg, consisting of 6.92088 acres in the 9th Election District.	C-2	PD-60
G-842/ DPA 06-2 (Filed: 11/01/05) 60 Apts	Patricia A. Harris, Attorney for Hampden Lane Associates, Contact Purchaser, requests rezoning from the R-60 Zone to the TS-R Zone of property known as 4913, 4915, 4917, 4919 and 4921 Hampden Lane, Block 24D Edgemoor Subdivision, Bethesda, consisting of 22,611 square feet in the 7th Election District.	R-60	TS-R
G-843 (Filed: 12/5/05) 50 Apts	Patricia A. Harris, Attorney for Holladay West Lane LLC, Contact Purchaser, requests rezoning from the R-60 Zone to the TS-R Zone of property known as lots 24, 25 and 27 Edgemoor Subdivision, 4903 Montgomery Lane and 4831 and 4833 West Lane, Bethesda, consisting of 23,260 square feet in the 7th Election District.	R-60	TS-R
G-845 (Filed: 12/28/05) 3 bldgs. 320 apts.	Jody Kline, Attorney for Georgia Avenue, Inc. Contract Purchaser, requests rezoning from the C-O Zone to the PD-88 Zone, property known as Parcel C and Part of Lots 5, 6 and 7, Willa Verde, 11501 Georgia Avenue and 2413, 2411 and 2409 Blueridge Avenue, Silver Spring, consisting of 3.659 acres in the 13 th Election District.	C-O	PD-88
G-846 (Filed: 1/3/06) 122 TH	Todd D. Brown, Attorney for FF Realty LLC, Contract Purchaser, requests rezoning from the R-30 Zone to the RT-15 Zone, property known as Parcel A, Block A, Glenmont Woods, 12207 Georgia Avenue, Silver Spring, consisting of 291,412 square feet in the 13 th Election District.	R-30	RT-15

G-847 (Filed: 1/3/06) 85 TH	Todd D. Brown, Attorney for FF Realty LLC, Contract Purchaser, requests rezoning from the R-30 Zone to the RT-15 Zone, property known as Parcel A, Shorefield Manor, 2301 Shorefield Road, Silver Spring, consisting of 202,352 square feet in the 13 th Election District.	R-30	RT-15
DPA 05-2 (Filed 6/1/05)	Development Plan Amendment No. 05-2: Jody S. Kline, Attorney for Commerce Bancorp, Contract Lessee, requests amendment to the development plan approved in Local Map Amendment G-540, to the C-T zone of Lots 5, 6, and 7, Block H, Kensington View Subdivision, located at 2907, 2909 W University Blvd and 11107 Valley View Ave, Kensington, consisting of 23,820 square feet in the 13 th Election District		
DPA 06-1 (Filed 7/20/05)	Development Plan Amendment No. 06-1: YumYu Cheng, Attorney for Battery Lane, LLC and Laurence Lipnick, Co-Applicants, requests amendment to the development plan approved in Local Map Amendment G-808, to the PD-75 zone of part of Lot 48, Block 2, Northwest Park Subdivision, located at Northwest Corner of Woodmont Avenue and Battery Lane, Bethesda, consisting of 23,820 square feet in the 7 th Election District.		
DPA 06-3 (Filed: 12/2/05)	Development Plan Amendment No. 06-3: Cornerstone Land, LLC, Owner, requests amendment to the development plan accompanying Local Map Amendment G-717, approved by the County Council on 11/14/1995, property known as N. Side of Clopper Road, between Route 118 & Liberty Mill Road, consisting of 0.96 acres.		
OHR E-03072 OZAH 05-10	Office of Human Rights Referral: Elena Torbenko v Bethesda Dance Studio, Inc. Appeal of No Reasonable Grounds-Reduction in the allocation of students, teaching hours, and salary.		
OHR E-02618 OZAH 05-35	Office of Human Rights Referral: Kathryn Fox v Carroll Publishing, Inc. Appeal of Determination in employment on the basis of sex harassment and retaliation.		
OHR E-02454 OZAH 05-36	Office of Human Rights Referral: Jillian Brown v Prospect Center of The American Institute of Research. Appeal of Determination in employment on the basis of retaliation in employment.		
CBA 1495-A OZAH 5-17	Board of Appeals Case: Old Farm Swim Club, Inc., requests a modification of the special exception pursuant to Section 59-G-2.55 (<i>Swimming pools, commercial</i>) of the Zoning Ordinance to permit: 1) Two relocated paddle tennis courts, along with twelve, 25-foot high attached light poles which were moved to the south central portion of the property; 2) Half basketball court with one pole and hoop and a sand volleyball court with a net and two end posts. 3) Three freestanding light poles at the courts with high-pressure sodium lights; 4) A plywood storage shed measuring 6 feet high, 6 feet wide and 7 feet deep was placed on the north end of the existing bathhouse; 5) The existing landscaping plan which satisfies the objectives of the conditions approved by the Board in 1971; 6) The four outdoor speakers installed on the bathhouse building facing the pool; 7) The existing 63 onsite parking spaces. The swim club has entered into an arrangement with the neighboring Church for the use of its parking facilities. The subject property is in Parcel A, 6900 Montrose Road, Old Farm Subdivision, Rockville, Maryland 20852, in the R-90 Zone (Tax Account Number 000097056).		
CBA 286-B OZAH 06-18	Board of Appeals Case: Jody S. Kline, Attorney for Columbia Country Club, requests a special exception pursuant to Section 59-G-2.24 (<i>Golf Course & Country Club</i>) of the Zoning Ordinance to permit: 1) Family activity building: a seventy-five foot, four-lane indoor pool, pool locker rooms and offices, fitness center, a multi-use exercise studio, a multi-purpose children's activity room and a child care center; 2) Swimming pool complex: a twenty-five meter, 8 lane main pool, a wading pool, a three-foot deep training pool; 3) Terrace: to provide additional dining space during the summer and		

a skating rink during the winter; **4)** Snack Bar: to be connected to the kitchen storage area; **5)** Grill Room: to be constructed by enlarging the east end of the men's locker building; **6)** Golf Shop and Men's Locker Room: the existing men's locker rooms to be connected to the family activity building by an extension of the golf shop and locker room; **7)** Tennis Facilities: the courts to be reconstructed ten feet west of the existing courts, and the all-weather court to be replaced by two practice backboards. The new tennis courts to be reconstructed with artificial clay surfaces; **8)** Paddle Tennis: one new court to be added adjacent to the existing courts and a small warming hut to be constructed for the participants' comfort; **9)** Bowling Alleys: to be relocated to the basement level of the family activity building below the pool locker room; **10)** Golf Bag Storage: building to be reconstructed in its current location and two floors to be added to house the new fitness center; **11)** Parking: the new garage to accommodate 100 parking spaces, and the structure to have room for storage of items such as outdoor furniture; **12)** Staffing: additional staff of a full-time pool manager and two part-time life guards for the indoor pool, a supervisor and two full-time staff for the Child Center and Club Activity Room, four additional employees to staff the Food Service Grill Room, one additional employee for the housekeeping, two employees for the Fitness Center; **13)** Hours of Operation: twenty-four hours a day. The subject property is located at 7900 Connecticut Avenue, Chevy Chase, Maryland, 20815 in an R-90 Zone. Tax Nos. 07-00420442, 07-00420431, 07-00420464, 07-00420453, 07-00420475, 07-00420522, 07-00420533

S-1471-A Board of Appeals Case: Roger K Bain, Attorney for Power Fuel, and Transport, Real Estate
OZAH 05-44 Holding Company, LLC, seeks a the application for a special exception modification pursuant to Section 59-G-2.06 (*Automobile Filling Station*) of the Zoning Ordinance to permit: **1)** Hours of operation between 5 am and 12 pm seven days a week; **2)** Window and façade changes; **3)** Exterior changes of the window treatment and the garage side appearance; **4)** Changes in the canopy lighting over the gas pumps; **5)** Consolidation of the storage space, elimination of the catwalk and minor stairway relocation; **6)** A chain link fence with natural wood inserts; **7)** A six-foot high fence topped by barbed wire that extends to the building with a gate on the west side; **8)** Landscaping along Bentley Road; **9)** Installation outside the building of a car vacuum, air pumps, two pay telephones, a Coke machine, a kerosene pump, air conditioning units and a clothing collection box; **10).** Transfer of the Special Exception from Garcia Service Station/Ruben Garcia to Power Fuel, and Transport, Real Estate Holding Company (MD), LLC. The subject property is located at 501 Olney-Sandy Spring Road, Sandy Spring, Maryland, 20860, in the C-2 Zone (Tax Account Number 03015441).

S-1904-A Board of Appeals Case: Joseph A. Lynott III, Attorney for Norman Roskin, D.V.M., requests
OZAH 05-38 application for a special exception pursuant to Section 59-G-2.32 (*Veterinary Hospital*) of the Zoning Ordinance to permit: **1)** Increase in the number of employees from 12 to an aggregate of 25 part-time and full-time employees, subject to a stipulation that no more than 18 employees will be on-site at any time; **2)** Increase the number of on-site parking spaces from 22 to 27; **3)** Change in the hours of operation: (a) a net increase of thirty minutes in the hours of operation Monday through Thursday by advancing its opening time to 7 am and by advancing its closing time to 7:30 pm; (b) a net decrease of sixty minutes in the hours of operation on Friday by advancing its opening time to 7 am and by advancing its closing time to 7 pm; (c) a net decrease of sixty minutes in its hours of operation on Saturday by advancing its opening time to 8 am and by advancing its closing time to 3 pm.; **4)** the continuation of an existing bay window on the west side of the hospital. The subject property is located at 1300 Olney-Sandy Spring Road, Sandy Spring, Maryland, 20860, in the R-200 Zone (Tax Account Number 08-1-03025597).

BOA S-2351A: Case from Board of Appeals: Stanley D. Abrams, Attorney for Mid-Atlantic Petroleum
A-5787, A-5794, Properties, LLC, requests modification to existing special exception to permit operation of
A-5832, A-5886 *automobile filling station*, convenience store and accessory carwash; re-approve 8 parking
OZAH 03-58 spaces at Middlebrook Road; provide existing ATM machine w/small canopy along front wall
of convenience store; provide existing stone patio & fountain to right of building & exit door from

building; install a stormwater system underground & replaced with 36 parking spaces; delete 3 parking spaces in front of convenience store; modify interior floor plan to reflect as built conditions; submit revised as built lighting & landscape plans. Property is Parcel E, Germantown Industrial Center Subdivision, located at 12301 Middlebrook Rd, Germantown in I-1 Zone. Petitioners: Mid Atlantic Petroleum Properties, LLC(S-2351-A); A-5794, appeal of Carlos Horcasitas, appeal of stop work order. Norman G. Knopf, Attorney for Brooke Venture, LLC, requests appeals: A-5787, appeal of issuance of building permit; A-5832, appeal of lifting of stop work order; A-5886, appeal of decision not to issue stop work order and not to revoke building permit

BOA S-2622 Board of Appeals Case: Todd D. Brown, Attorney for Terrabrook Clarksburg LLC, Petitioner,
OZAH 05-07 requests a special exception to permit the operation of a *child day care facility* on property known as Parcel P200, located at 13101 Piedmont Road, Clarksburg, Maryland, in an RDT Zone.

BOA S-2637 Board of Appeals Case: Stanley Abrams, Attorney for Sturbridge Willowbrooke LLC, requests a
OZAH 05-28 special exception pursuant to Section 59-G-2.35 (*Housing and related facilities for senior adults*) of the Zoning Ordinance to permit: **1)** An independent living condominium for senior adult housing within two four-story buildings each containing 39, two-bedroom units, for a total of 78 units. Each building will contain 32 garage spaces or 64 total garage spaces and surface parking for 53 vehicles for a total of 117 parking spaces. Each building will contain a large community room for residents use and outdoor seating area; **2)** Hours 24/7; **3)** All building and ground services to be provided by the management company hired by the condominium association. The property is known as Tax Parcels P-191, N.108 & N.109 (Tax Maps LS121 & KS161) and is located just south and west of the intersection of Dino Drive and Valley Stream Avenue, Burtonsville, Maryland, in the R-200/RDT Zone (Tax Account Number 05-03276502).

BOA S-2651 Board of Appeals Case: Applicant Brenneman & Pagenstecher, Inc., request a special exception
OZAH 06-02 pursuant to Section 59-G-2.38 (*Non-residential professional office*) of the Zoning Ordinance to permit: **1)** restoration and maintenance of the structure; **2)** demolition of the detached garage; **3)** a small retaining wall, incorporated into the garage to be demolished and re-established in stone, similar to the main wall, and will be relocated along the property line; **4)** landscape improvements; **5)** the old sign to be preserved in its present location and the lighting will not operate between the hours of 9 pm and 7 am daily; **6)** one occupant sign without internal lighting. The external lighting of the occupant sign will not operate between the hours of 9 p.m. and 7 a.m. daily; **7)** office hours: 7 am to 5:30 pm, Monday through Friday. Extended public hours will not exceed two evenings per week, until 7 pm; **8)** a maximum of four staff members to be present at any time outside of primary office hours; **9)** parking for seven vehicles on the north side of the building. The Petitioner requests that the Board grant a waiver of the normal parking standards, pursuant to Section 59-E-4.5 of the Montgomery County Zoning Ordinance. The subject property is Lot 32, Block 2, Glen Echo Heights Subdivision, located at 7025 Mac Arthur Boulevard, Bethesda, Maryland, 20816, in the R-90 Zone (Tax Account No. 07-000507922).

BOA S-2656 Board of Appeals Case: Patricia Harris, Attorney for Baywood Hotels, Inc., requests a
OZAH 06-10 a special exception pursuant to Section 59-G-2.33 (*Hotels*) of the Zoning Ordinance to permit: **1)** A four-story, 104-room hotel. The building will contain a total of approximately 67,850 square feet and the total green area will be approximately 29,417 square feet or 40 percent of the total land area. **2)** Seventy-three parking spaces and a bicycle rack to accommodate five bikes; **3)** Twenty-five employees, with a maximum of twelve employees expected to be on site at any one time and they will be working in shifts. There will be a security guard at night and at all hours there will be at least one manager on duty; **4)** A limited size kitchen facility; **5)** A small bar which will seat five to six guests; **6)** All deliveries to be made by a stepvan; **7)** Laundry generated by the hotel to be washed on site; **8)** The dumpster to be located on the southeast corner of the property set back approximately sixty feet from the street. This dumpster will be screened with a six foot

high board-on-board fence and the trash will be picked up three times a week. The subject property is Lot 39, WesTech Business Park Subdivision, located at 2200 Broadburch Drive, Silver Spring, Maryland, 20904, in the I-1 Zone. Tax No. 05-03484837.

BOA S-2659 Board of Appeals Case: Jody Kline, Attorney for Jeffrey Walcoff, D.V.M. and Sheila Walcoff, requests a special exception pursuant to Section 59-G-2.32 (*Veterinary Hospital*) of the Zoning Ordinance to permit: **1)** Hours of operation: Monday through Friday 7 am to 7 pm and on Saturday from 7 am to 12 noon; **2)** Two Veterinarians, fourteen full and part-time staff; **3)** Sale of veterinary prescription items, such as medicines and prescription pet food; **4)** A small caretaker's suite on part of the second floor to provide sleeping quarters for a staff observing and treating the hospitalized animals; **5)** Parking: seventeen spaces, inclusive of one handicap space. In order to place the parking area at the proposed location, the Petitioner requests a waiver of eight feet from the required twenty-four foot setback pursuant to the provisions of Sections 59-E-2.83(b) and 59-E-4.2 of the Zoning Ordinance. The subject property is located at, 22414 and 22416 Frederick Road, Clarksburg, Maryland, 20871, in the R-200 Zone. Tax No. 02-00025591 and 02-00018937. **This case will be heard in conjunction with Case No. S-2660.**

BOA S-2660 Board of Appeals Case: Jody Kline, Attorney for Jeffrey Walcoff, D.V.M. and Sheila Walcoff, requests a special exception pursuant to Section 59-G-2.32 (*Veterinary Hospital*) of the Zoning Ordinance to permit: **1)** Hours of operation: Monday through Friday 7 am to 7 pm and on Saturday from 7 am to 12 noon; **2)** Two Veterinarians, fourteen full and part-time staff; **3)** Sale of veterinary prescription items, such as medicines and prescription pet food; **4)** A small caretaker's suite on part of the second floor to provide sleeping quarters for a staff observing and treating the hospitalized animals; **5)** Parking: seventeen spaces, inclusive of one handicap space. In order to place the parking area at the proposed location, the Petitioner requests a waiver of eight feet from the required twenty-four foot setback pursuant to the provisions of Sections 59-E-2.83(b) and 59-E-4.2 of the Zoning Ordinance. The subject property is located at, 22414 and 22416 Frederick Road, Clarksburg, Maryland, 20871, in the R-200 Zone. Tax No. 02-00025591 and 02-00018937. **This case will be heard in conjunction with Case No. S-2659.**

BOA S-2661 Board of Appeals Case: Applicants Michael Zamba and Norma Zamba request a special exception pursuant to Section 59-G-2.00 (*Accessory Apartment*) of the Zoning Ordinance to permit an accessory apartment. The subject property is Lot10, Block B, Country Club Forest Subdivision, located at 6101 Stardust Lane, Bethesda, Maryland 20817. Tax No. 00693762.

BOA S-2662 Board of Appeals Case: Petitioner New Cingular Wireless PCS, LLC, requests a special exception pursuant to Section 59-G-2.43 (*Telecommunication Facility*) of the Zoning Ordinance to permit: **1)** 12 wireless telecommunications antennae on the rooftop of an existing building approximately 33 feet tall. The antennas each measure approximately 60 inches long, 18 inches wide, and 8 inches deep; **2)** Related equipment cabinets to be placed on a platform behind the screen walls covering area of approximately 21 feet by 22 feet on the rooftop. The initial 9 antennas will be mounted on the screen walls; **3)** Coaxial cables to run from the equipment up the antennas; **4)** The facility to operate twenty-four hours a day and seven days a week. There will be periodic visit by the staff one to two times per month to check or repair the equipment. The subject property is Lot P-71, located at 10313 Georgia Avenue, Silver Spring, Maryland 20902, in the R-60 Zone. Tax No. 02223884

BOA S-2663 Board of Appeals Case: Petitioner Persia Terrero requests a special exception pursuant to Section 59-G-2.00 (*Accessory Apartment*) of the Zoning Ordinance to permit an accessory apartment. The subject property is Lot 25, Block 22, Wheaton Woods Subdivision, located at 4402 Ives Street, Rockville, MD 20853. Tax No. 161301279630.

- BOA S-2664 Board of Appeals Case: Jody Kline, Attorney for DavCo Restaurants, Inc. (Wendy's), requests a
OZAH 06-22 special exception pursuant to Section 59-G-2.16 (*Drive-in-Restaurant*) of the Zoning Ordinance to permit: **1)** a one-story drive-in-restaurant with 3000 square feet of building area with a three-window operation: one for order board position, second for payment and the third for pick-up; **2)** twenty-three parking spaces; **3)** a dumpster, screened by a three-sided brick enclosure with board on gates; **4)** hours of operation: seven days a week from 6 am to 1:30 am, with initial hours of operation being from 10 am to 2 am; **5)** there will be a total of no more than 60 employees at any given time. The subject property is Lot N-621, Wheaton Plaza Subdivision, located at 11030 Veirs Mill Road, Silver Spring, MD 20902, in the C-2 Zone. Tax No. 13-00983700
- BOA S-2665 Board of Appeals Case: Petitioner J. Donovan Pirkle requests a special exception pursuant to
OZAH 06-20 Section 59-G-2.00 (*Accessory Apartment*) of the Zoning Ordinance to permit an accessory apartment. The subject property is Lot 5, Block A, Grover Hill Farm Estates Subdivision, Located at 313 Haviland Mill Road, Brookeville, MD 20833.
- BOA S-2666 Board of Appeals Case: Petitioners Orlando Martinez and Martha Gaitan request a special
OZAH 06-21 exception pursuant to Section 59-G-2.00 (*Accessory Apartment*) of the Zoning Ordinance to permit an accessory apartment. The subject property is Lot 48, Block 13, Bel Pre Woods Subdivision, Located at 14427 Brad Drive, Rockville, MD 20853. Tax No. 01384246